

Message Text

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17

ACTION EA-10

INFO OCT-01 EUR-12 IO-10 ISO-00 PA-01 PRS-01 ERDA-05

CIAE-00 H-02 INR-07 L-03 NSAE-00 OIC-02 OMB-01 PM-03

SAJ-01 SAM-01 SP-02 SS-15 TRSE-00 DODE-00 NSC-05

ACDA-05 FEA-01 NSCE-00 SSO-00 USIE-00 INRE-00 /088 W

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FM AMEMBASSY SEOUL

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INFO AMEMBASSY OTTAWA

AMEMBASSY TOKYO

USMISSION IAEA VIENNA

C O N F I D E N T I A L SEOUL 5462

E.O. 11652: GDS

TAGS: ENGR, TGEN, TECH, KS, MNUC

SUBJECT: ATOMIC ENERGY AGREEMENT

REF: STATE 133123 AND SUBSEQUENT TELS

1. FONMIN GAVE AMBASSADOR, JULY 21, AIDE MEMOIRE CONFIRMING U.S. UNDERSTANDING OF PARAGRAPH C OF ARTICLE VIII OF ATOMIC ENERGY AGREEMENT AS SET FORTH IN STATE 133123. TEXT AIDE MEMOIRE FOLLOWS BELOW.

2. FONMIN REQUESTED THAT WE NOTE IN PARTICULAR ROKG DESIRES RE REPROCESSING SET FORTH AIDE MEMOIRE. MINISTRY OF SCIENCE AND TECHNOLOGY PLACES PARTICULAR IMPORTANCE ON THIS QUESTION.

3. TEXT ROKG AIDE MEMOIRE FOLLOWS:

BEGIN QUOTE:

REFERENCE IS MADE TO THE UNITED STATES UNDERSTANDING
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OF PARAGRAPH C OF ARTICLE VIII OF THE AGREEMENT FOR

COOPERATION BETWEEN THE GOVERNMENT OF THE REPUBLIC OF KOREA AND THE GOVERNMENT OF THE UNITED STATES OF AMERICA CONCERNING CIVIL USES OF ATOMIC ENERGY OF NOVEMBER 24, 1972, AS AMENDED.

THE GOVERNMENT OF THE REPUBLIC OF KOREA IS OF THE VIEW THAT, WHEN ANY SPECIAL NUCLEAR MATERIAL RECEIVED FROM THE UNITED STATES REQUIRES REPROCESSING, OR ANY IRRADIATED FUEL ELEMENTS CONTAINING FUEL MATERIAL RECEIVED FROM THE UNITED STATES ARE TO BE ALTERED IN FORM OR CONCENTRATION, THERE MUST BE AS A FIRST STEP A JOINT DETERMINATION BY THE GOVERNMENTS OF THE REPUBLIC OF KOREA AND OF THE UNITED STATES THAT THE PROVISIONS OF ARTICLE XI OF THE AGREEMENT MAY BE EFFECTIVELY APPLIED.

THE GOVERNMENT OF THE REPUBLIC OF KOREA ALSO UNDERSTANDS THAT, UPON SUCH A JOINT DETERMINATION, THE SECOND STEP TO BE TAKEN WITH REGARD TO REPROCESSING OR ALTERATION IS THAT THE TWO GOVERNMENTS MUST AGREE THAT THE FACILITIES AT WHICH THE REPROCESSING OR ALTERATION SHALL BE PERFORMED ARE MUTUALLY ACCEPTABLE.

THE GOVERNMENT OF THE REPUBLIC OF KOREA WISHES TO EXPRESS, ON THIS OCCASION, ITS DESIRE THAT, IN THE COURSE OF REACHING A JOINT DETERMINATION AND AGREEMENT ON WHICH REPROCESSING SHALL BE PERFORMED IN FACILITIES ACCEPTABLE TO THE BOTH SIDES, THE FOLLOWING WILL BE TAKEN INTO CONSIDERATION:

1. THE ECONOMIC FACTORS IN DETERMINING THE FACILITIES AT WHICH THE REPROCESSING SHALL BE PERFORMED; AND

2. THE AVAILABILITY OF CAPACITY IN REPROCESSING FACILITIES OF THE WORLD INCLUDING THOSE LOCATED IN A REGION.

THE GOVERNMENT OF THE REPUBLIC OF KOREA FURTHER WISHES TO STATE THAT IT RATIFIED THE TREATY ON THE NON-PROLIFERATION OF NUCLEAR WEAPONS ON APRIL 23, 1975, AND THAT IT HAS BEEN CONDUCTING NEGOTIATIONS TO CONCLUDE A COMPREHENSIVE BILATERAL SAFEGUARDS AGREEMENT WITH THE CONFIDENTIAL

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INTERNATIONAL ATOMIC ENERGY AGENCY UNDER ARTICLE III OF THE TREATY. IT IS, IN THIS CONNECTION, NOTED THAT THE INTERNATIONALLY ESTABLISHED SYSTEM OF THE CREDIBLE NPT SAFEGUARDS IS EXPECTED TO APPLY TO THE PEACEFUL USES OF ATOMIC ENERGY FOR COOPERATION BETWEEN THE TWO COUNTRIES AS CONTEMPLATED IN ARTICLES XI AND XII OF THE AGREEMENT. END QUOTE.
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